

Dkt. 54203-H-PCT-US/JFW/AJM/HA

IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

Applicant : Peter D. Kwong, et al.

Serial No.: 09/856,200

Filed : May 7, 2001

For : CRYSTAL COMPRISING HUMAN IMMUNE DEFICIENCY VIRUS  
ENVELOPE GLYCOPROTEIN gp120, COMPOUNDS INHIBITING  
CD4-gp120 INTERACTION, COMPOUNDS INHIBITING  
CHEMOKINE RECEPTOR gp120 INTERACTION, MIMICS OF CD4  
AND gp120 VARIANTS

1188 Avenue of the Americas  
New York, New York 10036  
December 27, 2002

Assistant Commissioner for Patents  
Washington, D.C. 20231

ATTN: Box PCT

Sir:

**COMMUNICATION IN RESPONSE TO MAY 30, 2002 NOTIFICATION OF  
MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES  
DESIGNATED/ELECTED OFFICE AND PETITION FOR A FIVE-MONTH  
EXTENSION OF TIME**

This Communication is submitted in response to a May 30, 2002 Notification Of Missing Requirements Under 35 U.S.C. §371 In The United States Designated Elected Office in connection with the above-identified application. A response to the May 30, 2002 Notice was originally due July 30, 2002. Applicants hereby request a five-month extension of time from July 30, 2002 to December 30, 2002. The required fee for a five-month extension of time for a small entity is \$930.00, and a check including this amount is enclosed. Applicants attach hereto as **Exhibit A** a Verified Statement (Declaration) Claiming Small Entity Status Under 37 C.F.R. § 1.9 (f) and § 1.27 (d) (Non-Profit Organization). A response is now due December 30, 2002. Accordingly, this Communication is being timely filed.

01/07/2003 6FREY1 00000125 033125 09856200

01 FC:2255


985.00 DP

Applicant: Peter D. Kwong, et al.  
Serial No. : 09/856,200  
Filed: May 7, 2001  
Page 2

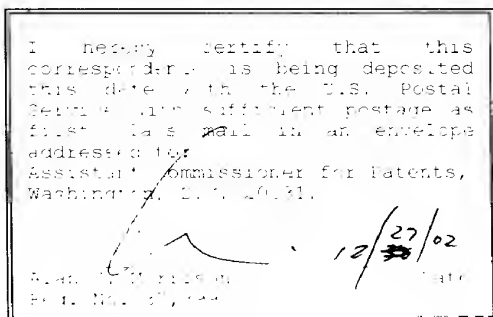
The Notice, a copy of which is attached hereto as **Exhibit B**, indicates that the oath or declaration has not been furnished in accordance with either 37 CFR \$1.497 (a) or (b). In response, applicants annex hereto as **Exhibit C** a signed Declaration and Power of Attorney. The May 30, 2002 Notification required the payment of a \$130.00 surcharge for the Declaration. The \$130.00 sum is based on large entity status. Applicants are entitled small entity status, and therefore, the required surcharge for the declaration is \$65.00. A check for the total amount of \$1045.00 is enclosed to cover the \$65.00 surcharge and the \$980.00 extension fee.

No fee, other than the enclosed \$1045.00 sum, is deemed necessary in connection with the filing of this Communication. However, if any additional fee is required, authorization is hereby given to charge the amount of such fee to Deposit Account No. 03-3125.

Respectfully submitted,



John P. White  
Registration No. 28,678  
Alan J. Morrison  
Registration No. 37,399  
Attorneys for Applicant  
Copper & Dunham LLP  
1185 Avenue of the Americas  
New York, New York 10036  
(212) 278-0400



01/07/2003 GFREY1 00000125 033125 09856200  
02 FC:2617 5.00 CH 60.00 DP